

# Fiscal Note

State of Alaska  
2022 Legislative Session

Bill Version:	CSSSHB 5(JUD)
Fiscal Note Number:	10
(H) Publish Date:	5/9/2022

Identifier: HB005CSSS(JUD)--JUD-ACS-05-06-22  
Title: SEXUAL ASSAULT; DEF. OF "CONSENT"  
Sponsor: TARR  
Requester: House Judiciary Committee

Department: Judiciary  
Appropriation: Alaska Court System  
Allocation: Trial Courts  
OMB Component Number: 768

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2023 Appropriation Requested	Included in Governor's FY2023 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2023	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028
Personal Services	***		***	***	***	***	***
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	***	<b>0.0</b>	***	***	***	***	***

## Fund Source (Operating Only)

None							
<b>Total</b>	***	<b>0.0</b>	***	***	***	***	***

## Positions

Full-time							
Part-time							
Temporary							

## Change in Revenues

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimated SUPPLEMENTAL (FY2022) cost: 0.0 (separate supplemental appropriation required)

Estimated CAPITAL (FY2023) cost: 0.0 (separate capital appropriation required)

Does the bill create or modify a new fund or account? 0  
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? NA  
If yes, by what date are the regulations to be adopted, amended or repealed? NA

## Why this fiscal note differs from previous version/comments:

Updated to reflect changes in House Judiciary Committee.

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Agency: Alaska Court System

Phone: (907)463-4736  
Date: 05/06/2022 10:00 AM  
Date: 05/06/22

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2022 LEGISLATIVE SESSION

## Analysis

House Bill 5 amends the crimes of sexual assault in the first, second, and third degrees to state what specific conduct by the offender would fit those classifications of offenses, and to address the absence or presence of consent in certain sexual assault crimes. Secs. 1-3. The bill also adds a definition of consent and describes what may or may not be considered consent. Secs. 4-9. It further shortens the time period within which a law enforcement agency must ensure that a test is conducted on a sexual assault examination kit. Sec. 10.

The court system anticipates that the changed definitions, and the broader scope of conduct that may be included in the definition of sexual assault crimes, may lead to an increase in the number of sexual assault cases that are filed with the court, and may also lead to an increase in the number of felony sexual assault trials.

Though House Bill 5 is expected to change the number of sexual assault case filings and trials, the amount that it will affect the court system's workload and costs is not able to be determined. The court system therefore submits this indeterminate fiscal note.